IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.24116 of 2008
RAM REKHA SINGH
Versus
STATE OF BIHAR
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2. 1.7.2008 Heard.

This is a case under various sections of the Indian Penal Code like 420 and 406 etc. and the allegation is that petitioner who happens to be the grand-son of a freedom-fighter was drawing the pension which was admissible to his grand-mother by putting up his mother-in-law in place of his grand-mother. The matter was directed to be enquired into and the enquiring officer could not submit a definite opinion that indeed it was the petitioner who had indulged in commission of the offence and reported requirement of further enquiry.

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The rejection order passed by the learned Addl. Sessions Judge also does not lead to any definite conclusion. If a case could be a matter of further enquiry then the accused has to be released on bail, considering which let petitioner namely Ram Rekha Singh be released on bail on furnishing bail bond of Rs.10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the C.J.M., Bhagalpur, in connection with Sultanganj P.S. case no.123 of 2007 (G.R. no.2797 of 2007).

sudip **(Dharnidhar Jha, J)**